



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

JMK/WMP  
F. #2013R00505

*271 Cadman Plaza East  
Brooklyn, New York 11201*

August 7, 2015

**BY FEDEX AND ECF**

Andrew M. Lankler, Esq.  
Baker Botts LLP  
30 Rockefeller Plaza  
New York, NY 10112-4498

Re: United States v. Gregg Mulholland, et al.  
Criminal Docket No. 14-476 (S-1) (ILG)

Dear Mr. Lankler:

Pursuant to Rule 16 of the Federal Rules of Criminal Procedure, the government hereby furnishes discovery with respect to the above-referenced matter. The materials in this production are produced on nine discs and are Bates stamped/labeled EDNY-IPC-000000013 – EDNY-IPC-000026440. The government also requests reciprocal discovery.

I. The Government's Discovery

A. Statements of the Defendant

The enclosed discs contain a copy of a report of the defendant Gregg R. Mulholland's post-arrest statements to FBI agents on June 23, 2015 (labeled EDNY-IPC-000026434).

B. The Defendant's Criminal History

The enclosed discs contain a copy of the defendant Gregg R. Mulholland's criminal history report (Bates stamped EDNY-IPC-000026435 – EDNY-IPC-000026440).

C. Documents and Tangible Objects

The enclosed discs also contain copies of the following materials:

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Disc One

- Video recordings of two meetings between the undercover agent and various co-conspirators (Bates stamped EDNY-IPC-000000013);
- Recordings of telephone calls between the undercover agent and various co-conspirators (Bates stamped EDNY-IPC-000000014);
- Emails between the undercover agent and various co-conspirators (Bates stamped EDNY-IPC-000000015 – EDNY-IPC-000000206);

Disc Two

- Emails from GoDaddy obtained pursuant to a search warrant signed on February 3, 2014 (folder labeled EDNY-IPC-000000207);
- Emails from Microsoft Corporation (MSN-Hotmail) obtained pursuant to a search warrant signed on February 3, 2014 (folder labeled EDNY-IPC-000000208);
- Emails from Network Solutions LLC obtained pursuant to a search warrant signed on February 3, 2014 (folder labeled EDNY-IPC-000000209);
- Emails from Yahoo! Inc. obtained pursuant to a search warrant signed on February 3, 2014 (folder labeled EDNY-IPC-000000210);

Disc Three

- Records from Cannabis-RX (CANA) regarding claims made in press releases, including information on properties acquired in 2013 and 2014, notes sold to investors, and the \$14 million line of credit (Bates stamped EDNY-IPC-000000211 – EDNY-IPC-000004426);
- Records from the transfer agent concerning Cannabis-RX (Bates stamped EDNY-IPC-000004427 – EDNY-IPC-000005666);
- Records from GoDaddy (produced to the U.S. Securities and Exchange Commission (“SEC”)) concerning account information (Bates stamped EDNY-IPC-000005667 – EDNY-IPC-000006656);
- Records from Network Solutions (produced to the SEC) concerning account information for applications@ipcoffshore.com (Bates stamped EDNY-IPC-000006657 – EDNY-IPC-000006660);

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- Records from Research in Motion (RIM) (produced to the SEC) concerning account information for badewitt@yahoo.com and another account (files labeled EDNY-IPC-000006661 – EDNY-IPC-000006662);
- Records from Scottsdale Capital Advisors (produced to the SEC) concerning Legacy Global Markets (Bates stamped EDNY-IPC-000006663 – EDNY-IPC-000006888);

#### Disc Four

- Search warrants signed on August 26, 2013 for GoDaddy.com LLC and Network Solutions LLC (Bates stamped EDNY-IPC-000006889 – EDNY-IPC-000006947);
- Search warrants signed on February 3, 2014 for GoDaddy.com LLC, Microsoft Corporation, Network Solutions LLC and Yahoo! Inc. (Bates stamped EDNY-IPC-000006948 – EDNY-IPC-000007038);
- Search warrants signed on August 6, 2014 for GoDaddy.com LLC and Network Solutions LLC (Bates stamped EDNY-IPC-000007039 – EDNY-IPC-000007111);
- Emails from GoDaddy.com LLC obtained pursuant to a search warrant signed on August 6, 2014 (Bates stamped EDNY-IPC-000007112 – EDNY-IPC-000007413 and labeled EDNY-IPC-000007414 – EDNY-IPC-000007441);
- Emails from Network Solutions LLC (Web.com) obtained pursuant to a search warrant signed on August 6, 2014 (labeled EDNY-IPC-000007442 – EDNY-IPC-000007444);
- Account information for applications@ipcoffshore.com (Bates stamped EDNY-IPC-000007445 – EDNY-IPC-000007448);
- Subscriber profile and call detail records for (305) 393-7896 (labeled EDNY-IPC-000007449);
- Unsealing application and orders for email search warrant, 2703(d), pen register and wiretap orders, applications, and affidavits dated November 4, 2014 (Bates stamped EDNY-IPC-000012164 – EDNY-IPC-000012170);

#### Disc Five

- Wiretap affidavit, applications, and orders signed on March 17, 2014 (Bates stamped EDNY-IPC-000007450 – EDNY-IPC-000007554);
- Wiretap affidavit, application, and orders signed on April 23, 2014 (Bates stamped EDNY-IPC-000007555 – EDNY-IPC-000007777);

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- Wiretap sealing applications and sealing orders (Bates stamped EDNY-IPC-000012171 – EDNY-IPC-000012193);
- Audio recordings obtained pursuant to wiretap orders dated March 17, 2014 and April 23, 2014 (folders labeled EDNY-IPC-000007778 – EDNY-IPC-000007782);
- Linesheets for audio recordings obtained pursuant to wiretap orders dated March 17, 2014 and April 23, 2014 (Bates stamped EDNY-IPC-000007783 – EDNY-IPC-000012098);

#### Disc Six

- Bank of America account statements for Belize Bank International Ltd. account number 6550-8-26058 for January 2013 through June 2014 (Bates stamped EDNY-IPC-000012194 – EDNY-IPC-000013879);
- Bank of America account statements for Heritage International Bank and Trust Ltd. account number 1901-6-26059 for January 2013 through June 2014 (Bates stamped EDNY-IPC-000013880 – EDNY-IPC-000015921);
- Draft transcripts of video recordings of two meetings between the undercover agent and the various co-conspirators (Bates stamped EDNY-IPC-000015922 – EDNY-IPC-000016412);
- PayPal account information, activity logs, and transaction logs for account numbers 8017, 1756, 5345, 4215, 7575, 5947, and 7662 (Bates stamped EDNY-IPC-000016413 – EDNY-IPC-000016448 and labeled EDNY-IPC-000016449 – EDNY-IPC-000016464);

#### Disc Seven

- Bank of America account files for Glenna F. Bergey (account nos. 5348 and 5351), IPC Management Services LLC (account no. 2520), and Robert Bandfield Trustee (account no. 1629) (Bates stamped EDNY-IPC-000016465 – EDNY-IPC-000017966);
- Bank of America wire transfer records for Altrix Capital, Belle Isle Investments, Cornerstone Corporate Services, Intraworld Securities, IPC Corporate Services Inc., Legacy Global Markets, Mariah International, Titan International Securities, Titan Marketing Corp., Unicorn International Securities and Vantage Securities (labeled EDNY-IPC-000017967 – EDNY-IPC-000017991);
- Bank of New York Mellon account information for Legacy Global Markets and Titan International Securities (labeled EDNY-IPC-000017992);

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- Bank of New York Mellon wire activity for Legacy Global Markets, Titan International Securities, Unicorn International Securities and Vantage Securities (labeled EDNY-IPC-000017993);
- Federal Reserve records of the wire activity of IPC Corporate Services, Inc. (labeled EDNY-IPC-000017994);

Disc Eight

- Bank of America wire transfer records for IPC Corporate Services, Inc. (labeled EDNY-IPC-000017995);
- Bank of America records for Belle Isle Investments (labeled EDNY-IPC-000017996 – EDNY-IPC-000018001);
- Bank of New York Mellon records for Titan International Securities, Legacy Global Markets, Vantage Securities, and Caledonian Bank Limited (labeled EDNY-IPC-000018002 – EDNY-IPC-000020951);
- Federal Reserve wire transfer records for Titan International Securities, Legacy Global Markets, Tillerman Securities, and Sure Trader (labeled EDNY-IPC-000020952 – EDNY-IPC-000020953);
- Federal Reserve wire transfer records for Sterling Securities (labeled EDNY-IPC-000020954);
- FedEx shipping records for IPC Corporate Services, Inc. and Gibraltar Global Securities (Bates stamped/labeled EDNY-IPC-000020955 – EDNY-IPC-000021818);

Disc Nine

- GoDaddy account information for bob@ipc-offshore.com, glenna@ipc-offshore.com, and andrew@ipc-offshore.com (EDNY-IPC-000023064 – EDNY-IPC-000023606);
- GoDaddy email headers for ten (10) @ipc-offshore.com email accounts produced pursuant to a 2703(d) Order dated September 17, 2013 (labeled EDNY-IPC-000023607);
- Google account information for baycapitalag@gmail.com (EDNY-IPC-000023608 – EDNY-IPC-000023629);
- Saxo Bank account records for Unicorn International Securities account no. 179638 and Titan International Securities account no. 176862INET (EDNY-IPC-000023630 – EDNY-IPC-000025839);

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- Beaufort Securities Limited records for Unicorn International Securities (EDNY-IPC-000025840 – EDNY-IPC-000025954);
- Vonage account information and records for (503) 305-3897 and (305) 671-3493 (labeled EDNY-IPC-000025955 – EDNY-IPC-000025956);
- Web.com email headers for eleven (11) @ipcoffshore.com email accounts obtained pursuant to a 2703(d) Order dated September 17, 2013 (labeled EDNY-IPC-000025957 – EDNY-IPC-000025967);
- Yahoo account information for opulence10@yahoo.com (EDNY-IPC-000025968 – EDNY-IPC-000025979);
- Yahoo account information for opulence10@yahoo.com obtained pursuant to a 2703(d) Order dated September 17, 2013 (EDNY-IPC-000025980 – EDNY-IPC-000025985);
- Spreadsheet of data collected pursuant to pen register orders dated April 9, 2013, June 6, 2013, August 2, 2013, October 11, 2013, November 26, 2013, December 11, 2013, January 24, 2014, February 6, 2014, March 27, 2014, and April 8, 2014 (labeled EDNY-IPC-000025986);
- Pen register applications, orders of authorization, and orders to service providers dated April 9, 2013, June 6, 2013, August 2, 2013, October 11, 2013, November 26, 2013, December 11, 2013, January 24, 2014, February 6, 2014, March 27, 2014, and April 8, 2014 (EDNY-IPC-000025987 – EDNY-IPC-000026196);
- 2703(d) applications and orders for GoDaddy.com, LLC, Network Solutions, LLC, and Yahoo! Inc. dated September 17, 2013 (EDNY-IPC-000026197 – EDNY-IPC-000026249);
- Commerzbank records for Unicorn International Securities, IPC Corporate Services Inc., Titan International Securities, Titan Marketing Corp, Legacy Global Markets, Vantage Securities, Altrix Capital, Belle Isle Investments, Mariah International, and Intraworld Securities (EDNY-IPC-000026250 – EDNY-IPC-000026259);
- MSN account information and records for ipc-offshore@hotmail.com (EDNY-IPC-000026260 – EDNY-IPC-000026288);
- Documents received by the undercover agent during the November 6, 2013 and March 4, 2014 Belize meetings and from Titan International Securities (EDNY-IPC-000026289 – EDNY-IPC-000026322);

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- Search warrant signed on May 15, 2015 for two laptops and a flash drive seized at the time of the defendant Robert Bandfield's arrest (EDNY-IPC-000026364 – EDNY-IPC-000026411);
- Phone.com account information for (888) 400-5461 (EDNY-IPC-000026412 – EDNY-IPC-000026421); and
- Skype records for usernames wentang.shen, goaxis, and renee.fitzgerald (EDNY-IPC-000026422 – EDNY-IPC-000026433).

You may examine the physical evidence discoverable under Rule 16, including original documents, by calling me to arrange a mutually convenient time.

D. Reports of Examinations and Tests

The government will provide you with copies of reports of any examinations or tests conducted in connection with this case, as they become available.

E. Expert Witnesses

The government will comply with Fed. R. Crim. P. 16(a)(1)(G) and Fed. R. Evid. 702, 703 and 705 and notify you in a timely fashion of any expert that the government intends to call at trial and provide you with a summary of the expert's opinion.

The identity, qualifications, and bases for the conclusions of each expert will be provided to you when they become available.

F. Brady Material

The government is not aware of any exculpatory material regarding any of the defendants. The government understands and will comply with its continuing obligation to produce exculpatory material as defined by Brady v. Maryland, 373 U.S. 83 (1963), and its progeny.

Before trial, the government will furnish materials discoverable pursuant to Title 18, United States Code, Section 3500, as well as impeachment materials. See Giglio v. United States, 405 U.S. 150 (1972).

G. Other Crimes, Wrongs or Acts

The government will provide the defendant with reasonable notice in advance of trial if it intends to offer any material under Fed. R. Evid. 404(b).

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## II. The Defendant's Required Disclosures

The government hereby requests reciprocal discovery under Rule 16(b) of the Federal Rules of Criminal Procedure. The government requests that each defendant allow inspection and copying of (1) any books, papers, documents, data, photographs, tapes, tangible objects, or copies or portions thereof, that are in the defendant's possession, custody or control, and that the defendant intends to introduce as evidence or otherwise rely on at trial, and (2) any results or reports of physical or mental examinations and of scientific tests or experiments made in connection with this case, or copies thereof, that are in the defendant's possession, custody or control, and that the defendant intends to introduce as evidence or otherwise rely upon at trial, or that were prepared by a witness whom the defendant intends to call at trial.

The government also requests that each defendant disclose prior statements of witnesses who will be called by the defendant to testify. See Fed. R. Crim. P. 26.2. In order to avoid unnecessary delays, the government requests that the defendant have copies of those statements available for production to the government no later than the commencement of trial.

The government also requests that each defendant disclose a written summary of testimony that the defendant intends to use as evidence at trial under Rules 702, 703, and 705 of the Federal Rules of Evidence. The summary should describe the opinions of the witnesses, the bases and reasons for the opinions, and the qualification of the witnesses.

Pursuant to Fed. R. Crim. P. 12.3, the government hereby demands written notice of each defendant's intention, if any, to claim a defense of actual or believed exercise of public authority, and also demands the names and addresses of the witnesses upon whom the defendant intends to rely in establishing the defense identified in any such notice.

Pursuant to Federal Rule of Criminal Procedure 12.1(a), the government hereby demands written notice, to be served within ten days of this demand, if the defendant intends to offer a defense of alibi. The written notice shall state the specific place or places at which the defendant claims to have been at the time of the alleged offenses, and the names and addresses of the witnesses upon whom the defendant intends to rely to establish such alibi. The offenses took place at the locations, dates, and times specified in the Indictment.

Pursuant to Federal Rule of Criminal Procedure 12.2(a), the government hereby demands written notice, to be served within ten days of this demand, of the defendant's intention, if any, to claim a defense of insanity, and also demands the names and addresses of the witnesses upon whom the defendant intends to rely upon in establishing the defense identified in any such notice. Pursuant to Federal Rule of Criminal Procedure 12.2(b), the government hereby demands written notice, to be served within ten days of this demand, of the defendant's intention, if any, to introduce expert evidence relating to a mental disease or defect or any other mental condition of the defendant's bearing on the issue of guilt, and demands the names and addresses of the



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expert witnesses upon whom the defendant intends to rely in offering any such evidence identified in any such notice.

III. Future Discussions

If you have any questions or requests regarding further discovery or a disposition of this matter, please do not hesitate to contact us.

Please be advised that, pursuant to the policy of the Office concerning plea offers and negotiations, no plea offer is effective unless and until made in writing and signed by authorized representatives of the Office. In particular, any discussion regarding the pretrial disposition of a matter that is not reduced to writing and signed by authorized representatives of the Office cannot and does not constitute a “formal offer” or a “plea offer,” as those terms are used in Lafler v. Cooper, 132 S. Ct. 1376 (2012), and Missouri v. Frye, 132 S. Ct. 1399 (2012).

Very truly yours,

KELLY T. CURRIE  
Acting United States Attorney  
Eastern District of New York

By:                     /s/                      
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Enclosure

Cc: Clerk of Court (ILG) (by ECF) (w/o enclosures)